

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ABINGDON CALENDAR CALENDAR - JANUARY 7, 2004**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:30 A.M. - PRE-TRIAL CONFERENCES**

Snodgrass	ROBERT (Jr) & KAREN SAPP-ch7	7-03-02996	Shortridge/SO
	A/P 7-03-00176: Det. Dischargeability		
	First National Bank of Omaha (Robert Gants/Robert S. Cooper*) v. debtors		
	<i>*admission pro hac vice granted by 10/28 order</i>		
	<b><i>–ORDER (stipulated) of 12/31 excepted debt from discharge w/default provisions</i></b>		

Harman	BILLY FARMER-ch7	7-03-03425	Shortridge/SO
	A/P 7-03-00188: Det. Dischargeability		
	Monogram Credit Card Bank (Fitzpatrick) v. debtor		
	ANSWER filed by Debtor 12/8 [d/e # 5]		

***Will be heard by telephone conference at 9:15 ; Fitzpatrick will initiate call & Harman will appear in person***

**10:00 A.M. - MISCELLANEOUS**

Arkema	WOODTECH, INC-ch7	7-02-02451	Krippendorf/GR
	Motion #14: Relief - filed 7/7; d/e # 232, 233; less than 20-day ntc; no p/h ord. entered		
	Tazewell County VA (Lamie) v. debtor & trustee		
	RESPONSE filed by Trustee 7/11 [d/e # 235] <i>contd from 10/8 &amp; 12/3</i>		

Lawson	LAMBERT OIL CO	7-03-01183	Callahan/VS
	Trustee Motion to disburse sale proceeds to Va. State Lottery, filed 12/19; d/e # 143		
	Trustee Motion to Approve Sale & Compensate Professional filed 12/19; d/e # 144		
	Notice of Trustee's Intent to sell property filed 12/19; d/e # 145		

**10:00 A.M. - MISCELLANEOUS**

Slavin	MICHELE DEMETRIADES	7-02-04112	Wick/SJ
	Objection of Trustee to Claim of Wythe County Treasurer in amt of \$7805.69 (for which no proof of claim filed), filed 11/14; d/e # 39		
	Obj of Trustee to Claim #2: Vanderbilt Mortgage & Finance; filed 11/18; d/e # 40		
	Obj of Trustee to Claim #3: Vanderbilt Mortgage & Finance, filed 11/18; d/e # 41		
	Obj of Trustee to Claim #4: Vanderbilt Mortgage & Finance, filed 11/18; d/e # 42		
	Obj of Trustee to Claim #5: Nationwide Mortgage Plan & Trust, filed 11/18; d/e # 43		
	Motion # 1: Relief--filed 12/24 [d/e # 50] Vanderbilt Mortgage & Finance, Inc. (Higgs) v. Debtor & Trustee		
Snodgrass	JOE & BRENDA PRICE - Ch. 7	7-03-03743	Shortridge/VS
	Motion # 1: Avoid lien [d/e # 15] Debtors v. Beneficial Virginia, Inc. ( )		
Carroll	DONNA DAVIS - Ch. 7	7-03-04412	Wick/SJ
	Motion # 1: Avoid lien [d/e # 12] Debtor v. American General Finance ( ) <b>-Order of 12/18 voided lien (Default); cancels hearing</b>		

Harman                      VONA ARBOGAST-Ch7                      7-03-04449                      Wick/S  
Motion of Debtor by counsel (Harman) to dismiss debtor's case filed 12/5; d/e # 14, 15

Abingdon Calendar - 1/7/04

**10:00 A.M. - MISCELLANEOUS**

Via                      TIMOTHY & TERESA SHUMATE                      7-03-04760                      Callahan/JJ  
Motion #1: relief - filed 12/8; d/e # 12, 13; movant's cert. filed 12/15 [d/e # 17]  
Federal Assurance Corp (Epps) v. debtors & trustee  
**–Consent Order of 12/29 granting relief from stay**

Motion #2: Relief - filed 12/10; d/e # 14, 15, 16  
Arcadia Financial Ltd (Sublette) v. debtors & trustee  
**–ORDER of 12/19 (agreed) cancels hearing**

Adkins                      RHONDA PATRICK-ch7                      7-03-04178                      Callahan/AF  
Motion #1: Relief - filed 12/8; d/e # 15, 16  
System & Services Technologies Inc (Epps) v. debtor & trustee  
**–Consent Order entered 12/29**

Lamie                      JACKSON & LAURA KISER                      7-03-00001                      Wick/GR  
Motion #3: Relief - filed 12/12; d/e # 53, 54  
New Peoples Bank (Hutton) v. debtors & trustee  
Answer filed 12/18; d/e # 55

J Jessee                      DONALD HASH , JR                      7-03-04045                      Wick/SL  
Motion #1: relief - filed 12/12; d/e # 14, 15  
Wells Fargo Bank Minnesota (Sasser) v. debtor & trustee

Arey                      JAMES & JOYCE HALL-ch7                      7-03-03302                      Wick/SJ  
Motion #2: relief - filed 10/22; d/e # 19, 22, 23 ; *contd from 11/19*  
Richard A. Forster (Henderson\*) v. JAMES HALL & trustee  
*respondent's certification filed 10/31; d/e # 24*  
**–Order (agreed) circulating to continue hearing to either 1/21 or 2/4 @ 2:00pm**  
**(\*counsel teaches at Appalachian Law School in a.m. & requested pm hrg)**

Motion #3: Relief - filed 12/12; d/e # 33, 34  
Ford Motor Credit Co (Eason) v. debtors & trustee

*Movant's certification filed 12/22; d/e # 35*

***–ORDER (default) of 1/2/04 granted relief, cancels hearing***

Carroll                      DEBRA KEEN - Ch. 7    7-03-04516                      Wick/JJ  
Motion # 1: Relief–filed 12/15 [d/e # 12, 13 ]  
Bank One/Valley Nat'l Finance Services (Neyhart) v. Debtor & Trustee  
*Movant's certification filed 12/24; d/e # 14*  
***–Default Order entered 1/5/04***

Abingdon Calendar - 1/7/04

**10:00 A.M. - MISCELLANEOUS**

–                      GRAYSON MOUNTAIN WATER CO    7-01-03363                      Wick/VS  
Motion of Attorney for Trustee for Compensation (Final appl) in amt of \$3,250.25 &  
Expense of \$558.38 (LeClair Ryan) filed 12/15; d/e # 300, 301, 302, 304

Price                      JACKIE & GLORIA DELP    7-02-02479                      Callahan/NS  
Motion for R2004 Examination filed by trustee 12/19; d/e # 24

Snodgrass                      GORDON & KATHRYN STOPHEL-ch7    7-03-02053                      Callahan/VS  
Motion to Re-Open Case to add creditor (filing fee \$155.00 paid), filed 12/22; d/e # 30

Snodgrass                      MARLENE WIELAND-ch7    7-03-0-3905                      Callahan/SL  
Motion #1: Sell property free/clear of liens filed 12/19, d/e # 31 (1998 Jeep Cherokee)  
Wm Callahan, Trustee (Callahan) v. Grayson Co Va (Parks) & Grayson Natl Bk &  
Debtor

**11:00 A.M. - MISCELLANEOUS**

Copeland	JERRY & CATHY STURGILL	7-03-00093	DIP/VS
	Amended Disclosure Statement filed 11/20; d/e # 76 , 78		

Abingdon Calendar - 1/7/04

**11:00 A.M. - MISCELLANEOUS**

Thompson	FIVE FORTY PARK CORPORATION - Ch. 11	7-03-04746	DIP/JJ
	Motion of DIP to approve sale of Knob Development Stock to William Sturgill and George Barnette for \$62,000 w/proceeds to be used to make repairs filed 12/16 [#25]		
	<b>OBJ:</b> Pepsi-Cola Bottling Co Inc of Norton (Copeland) filed 1/5, d/e # 32		
	Amended Motion to Prohibit Use of Cash Collateral filed by FNB Southeast (Maxwell), Amended Notice filed 12/24, d/e # 29		

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Fleenor	RICHARD & DEBRA ZAICKO	7-03-04256	Widener/JJ
	Plan filed 10/6; d/e #6		

Hutchinson	STEPHANIE HELTON	7-03-04198	Widener/AF
	Plan filed 10/3; d/e # 6		

Lamie	JOHN RINGHOFFER JR	7-03-04244	Widener/SO
	Plan filed 10/6; d/e # 6		

Slavin                      MILDRED CASSELL                      7-03-02029                      Widener/SJ  
Mod Plan filed 12/10; d/e # 36, filed with certif of service (prior plan 10/31, d/e # 32)  
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 15  
Trustee Report, Obji & Showcause: Dismiss/convert filed 12/1; d/e # 35

Farthing                      BOBBY & RITA COOK-chl3                      7-03-03171                      Widener/GR  
Plan filed 7/25, d/e # 6 *contd from 11/5 & 12/3*

Abingdon Calendar - 1/7/04

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Snodgrass                      GREGORY WEEMS                      7-03-03710                      Widener/GR  
Plan filed 9/17; d/e # 15, 16 *contd from 12/3*  
Trustee Report, Obj & Showcause: Dismiss/convdert filed 10/24; d/e # 20

Hutchinson                      JEFFERY & SHARON RUSSELL-chl3                      7-03-04247                      Widener/NS  
Plan filed 10/6; d/e # 6, 12  
Trustee Report, Obj & Showcause filed 12/1 d/e # 15

Money                      WILLIAM SHULER                      7-03-03599                      Widener/S  
Mod Plan filed 11/6; d/e # 20, 22 (scheds , stmt of affairs, etc., filed 11/6; d/e # 21)  
*Contd from 12/3*  
  
Motion #1: Relief - filed 11/14; d/e # 28, 29, 30; *contd from 12/3*  
The Bank of New York (Wood) v. debtor & trustee  
–**ORDER (agreed) entered 12/31 modifying stay w/prejudice**

Money	WANDA HINTON Mod Plan filed 11/14; d/e # 48, 49	7-03-01503	Widener/VS
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Snodgrass	RICKY & PAMELA BOWERS Plan filed 10/3; d/e # 6 <b>Obj:</b> GMAC Mortgage Corp (Sasser) filed 11/24; d/e # 16	7-03-04214	Widener/GR
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Abingdon Calendar - 1/7/04

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Gifford	BETTY REYNOLDS Mod Plan filed 11/20; d/e # 34, 35 Trustee's Report, Objection and Show Cause on Dismissal/Conversion [d/e # 37]	7-03-02415	Widener/SL
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Snodgrass	BRENDA FRITTS Amended Plan filed 11/12 , d/e # 13; cert. of serv. filed 11/18, d/e # 16 Trustee Report, obj & Showcause filed 12/1, d/e # 17	7-03-04378	Widener/AF
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Snodgrass	RAYMOND & SHARON MALONE Plan filed 10/3; d/e # 6 Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 16]	7-03-04199	Widener/S
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Valuation: Ford Motor Credit; 1998 Chevrolet Silverado, filed 11/12; d/e # 14

Proctor            DANIEL & PEGGY BROBST            7-03-03409            Widener/JM  
                         Mod Plan filed 11/17; d/e # 20, 21

Hutcinson        JEFFREY & MELISSA SPROLES-chl3            7-03-03001            Widener/GR  
                         Mod Plan filed 11/20; d/e # 32, 33

*–see also 1:30 relief Motion (Litton Loan Servicing) @ page 12*

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**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Carmody            ARVIL & ELIZABETH HARRIS            7-03-04238            Widener/AF  
                         Plan filed 11/10; d/e # 16 with certif of service

Valuation: 1997 Chev. Blazer; Citifinancial, filed 11/13; d/e # 18

Valuation: mattress set; sofa & chairs; Schewel Furniture, filed 11/13; d/e # 19

Obj of debtors to Claim #3 of Homecomings Financial Network, filed 11/21; d/e # 22

Snodgrass        JERRY & CAROLYN CHRISLEY            7-02-04366            Widener/JJ  
                         Mod Plan filed 11/6; d/e # 49, 50

Notice of Hearing on Debtor's Response to Creditor Notice of Default on  
Mot. #1: Wells Fargo Bank Minnesota (Clarke) , filed `12/10; d/e # 51, 53, 54, 55



Pro se                      ROCKY WALLS - Ch. 13                      7-03-04081                      Widener/GR  
   **Order entered 10/17 dismissed case w/o prejudice [d/e # 13]**

Timoney                      MELVA BLEVINS-ch13                      7-903-04162                      Widener/SJ  
   Plan filed 9/30; d/e # 6

Valuation: 2000 Clayton Mobile Home Vanderbilt Mortgage & Finance filed 11/10 [#14]

Valuation: 1997 Buick Skylark; Transouth Financial Corp; filed 11/10; d/e # 15

Hutchinson                      THOMAS & MELISSA HENSLEY-ch13                      7-02-01929                      Widener/SJ  
   Mod Plan filed 8/6; d/e # 36, 37, 38 *contd from 9/17 & 11/5*  
   **Obj:** GCB Acceptance Corp (Hutton) filed 8/20, d/e # 39

Abingdon Calendar - 1/7/04

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Harrell                      DOUGLAS & KIMBERLY BAILEY-ch13                      7-03-03466                      Widener/JJ  
   ***Mod Plan filed 1/5; set for conf. On 2/18 @ 1:00 p.m.***  
   Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 30

Lamie                      JOHNNY & DONNA SMITH                      7-03-04197                      Widener/NS  
   Plan filed 10/3; d/e # 6  
   Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 15

Valuation: 1999 Dodge Durango: Wells Fargo Financial Acceptance, filed 10/31; d/e # 13

Lamie                      HARRY & PATTY NOLLEY                      7-03-04097                      Widener/NS  
Plan filed 9/25; d/e # 6

Valuation: 2003 Ford Explorer: Citizens Auto Finance filed 10/31, d/e # 14

McDaniel                      JERRY & BRENDA RUTHERFORD - Ch. 13                      7-03-04255                      Widener/SL  
Plan filed 10/20; d/e # 11  
**Obj.:** Capital One Automotive Finance (Epps) [d/e # 17]  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 16]

Valuation: Americredit Finance Co: 2001 Jeep Cherokee (deficient: incomplete notice)  
D/e # 12; Amended Notice filed 11/3; d/e # 13

Snodgrass                      COSBY JEAN NESTER                      7-03-04002                      Widener/SJ  
Plan filed 9/19; d/e # 6  
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 14

Abingdon Calendar - 1/7/04

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Proctor                      JOYCE GILBERT                      7-03-04379                      Widener/NS  
*-Note: Mod plan filed 12/11 set for conf on 2/4/04 @ 1:00*  
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 15

Lamie                      KENNY & SHIRLEY BURKE                      7-03-04310`                      Widener/GR  
Plan filed 10/9; d/e # 6  
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 17

Hutchinson      DARRELL & JUDY DALE - Ch. 13      7-03-03675      Widener/SL  
Plan filed 9/12, d/e # 14, w/certif of service filed 9/10; d/e # 11 *contd from 12/3*  
Trustee's Report, Obj & Show Cause on Dismissal/Conversion [d/e # 19]

Harman      MELVIN & DENISE JOHNSON      7-03-03648      Widener/AF  
Mod Plan filed 11/3, d/e # 25, with cert. of serv. filed 11/4, d/e # 27 *cont fr 12/3*  
Fur. Modification of plan filed 12/11, d/e # 30; with Notice of hearing & c/s all creditors  
Trustee Report, Obj & Showcause: Dismiss/convert, filed 10/24; d/e # 23 *cont fr 12/3*

Lamie      CHARLES & TIFFANY WISE      7-03-04374      Widener/NS  
Plan filed 11/3; d/e # 13  
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 17

Motion for Valuation of 1998 Tracker Ten Camper-Branch Banking & Trust,  
Creditor [d/e # 18]  
***-Order entered 12/8 recusing this Motion to Judge Krumm; to be heard on 1/8***  
***@ 3:00 p.m. via video conference*** [d/e # 19]

Abingdon Calendar - 1/7/04

**1:00 P. M. - CHAPTER 13 CONFIRMATIONS**

Proctor      DONALD FRITZ - Ch. 13      7-03-04100      Widener/SO  
Plan filed 12/8; d/e # 14 (refiled 12/23,d/e#17 w/debtor endorsement) *service?*  
Trustee's Report, Objection & Show Cause on Dismissal/Conversion [d/e # 13]

Gifford      CONNIE WEAVER      7-03-03858      Widener/AF  
Plan filed 9/10; d/e # 6

Motion for Valuation of 1994 Destiny Mobile Home; Consecro Finance Servicing

Corp., creditor [d/e # 14]  
Response of Conseco filed 1/5/04; d/e # 17

Motion for Valuation of household goods; Heilig Meyers Furniture Co., creditor  
[d/e # 15]

Snodgrass      TRACY & TRACIE ALLEY - Ch. 13      7-03-03257      Widener/NS  
Mod. Plan filed 11/19 [d/e # 25, 26]

Lamie      JACKIE & REGINA SALYERS - Ch. 13      7-03-03554      Widener/SL  
Mod. Plan filed 11/24 [d/e # 15, 17]  
Trustee Report, Obj & Showcause: Dismiss/convdrt filed 10/24; d/e # 13 *contd fr 12/3*

Via      WILLIAM & ANNA BARKER      7-03-03321      Widener/SL  
Plan filed 8/5; d/e # 6; *contd from 12/17*  
Trustee report, Objection and Showcause: Dismiss/convert, filed 9/29; d/e # 23

Obj of Debtor to Claim #9: Chase Manhattan Mortgage Corp, filed 11/13; d/e # 35  
RESPONSE filed by creditor . (Clarke) [d/e # 36] *contd from 12/17*

Abingdon Calendar - 1/7/04

**1:00 P. M. - MISCELLANEOUS**

Carmody      FRED & BILLIE HOWERY      7-98-01039      Widener/VS  
Motion for Order of Contempt and Imposition of Sanctions against HomeQ Servicing  
Corp, filed 12/4; d/e # 153

Via      NORMAN & RITA TEASTER - Ch. 13      7-02-01319      Widener/GR  
Debtors' Motion to Incur Debt to use insurance proceeds to purchase substitute

**1:30 P.M. - MISCELLANEOUS**

Hutcinson      JEFFREY & MELISSA SPROLES-chl3      7-03-03001      Widener/GR  
Motion #2: Relief - filed 12/15; d/e # 38, 39; movant's certification filed 12/29;  
Litton Loan Servicing (Kirk McQuiddy) v debtors & trustee  
Answer of Debtors filed 12/24

*See case file at Page 7*

Timoney      GREGORY & TAMMY ROWE      7-02-04759      Widener/SL  
Motion #3: Relief - filed 12/13; d/e # 62, 63  
Vanderbilt Mortgage & Finance Inc (Eason) v. debtors & trustee  
*movant certification filed 12/18; d/e # 64*  
Response of debtors filed 12/22

Pro se      FRED HICKS, JR. - Ch. 13      7-03-04952      Widener/SJ  
Motion to Dismiss Case filed by Highlands Union Nat'l Bank filed 12/8 [#9] (Hutton)  
  
Motion #1: Relief - filed 12/8; d/e # 10, 11  
Highlands Union Bank (Hutton) v. debtor & trustee

Abingdon Calendar - 1/7/04

**1:00 P. M. - MISCELLANEOUS**

Snodgrass      RAYMOND & LINDA SHAFFNER      7-03-00867      Widener/NS  
Motion #2: relief filed 12/12; d/e # 59, 60  
Va. Housing Development Authority (Wade) v. debtors & trustee  
*Movant's certification filed 12/15, d/e # 61*  
**-Consent Order entered 12/31 granting relief from stay**

**2:00 P. M. - MISCELLANEOUS**

Gifford	JAMES & LOIS WYATT-chl3 Trustee Motion to Dismiss or Convert, filed 12/17; d/e # 101	7-01-01301	Widener/GR
Hutchinson	SANDRA KIRK-chl3 Trustee Motion to Dismiss/convert, d/e # 24, <i>contd from 12/17</i>	7-99-02281	Widener/GR
Snodgrass	HURLEY & LINDA WILSON Motion #1: relief - filed 12/4; [#33, 34]; <i>amended notice /motion filed 12/9; d/e # 37</i> Household Realty Corp of Va (Sasser) v debtors & trustee Motion to Extend Stay for Motion # 1 filed 12/4—order entered extending stay 12/8 <b><i>—ORDER of 12/31 dismissed motion</i></b>	7-03-02499	Widener/SO
Arey	CAROLYN SLADE - Ch. 7 Motion # 1: Relief—filed 12/11 [d/e # 10, 11, 12] First Community Bank (Feuchtenberger) v. Debtor & Trustee	7-03-05056	Wick/JJ